

Amendment

Date filed April 3, 2006

U.S. Patent Application Serial No. **09/787,614**

REMARKS

On **January 24, 2006**, a Notice of Allowance was mailed for the above-captioned patent application. The present Amendment is filed concurrently with a Request for Continued Examination.

Claims 1-19 are pending in this application. Claims 1, 3-5, 8-9, 11 and 19 are amended herein. Upon entry of this amendment, claims 1-19 will be pending.

In addition, a corrected translation of PCT/JP99/04911, the international application of which the present application claims priority under 35 U.S.C. 371, is attached. This corrected translation corrects translation errors present in the translation originally filed as the specification of this application, on March 20, 2001. The differences between the corrected translation and the originally presented translation are highlighted by underlining in the corrected translation.

The amendments to claims 1, 3-5, 8-9, 11 are generally supported by the corrected translation of PCT/JP99/04911. Applicant notes the following points about the claim amendments:

Support for the amendments to claims 1 and 19, which recites that X^3 can be CH_3 , may be found in the corrected translation of PCT/JP99/04911, for example, on page 383, line 18.

Support for the amendment to claim 1 regarding the OCF_3 substituent may be found in the corrected translation of PCT/JP99/04911, for example, on page 384, line 9.

The amendment to claim 3 regarding Q^1 being OCF_2H may be seen to be a correction of a typographical error, supported by the definition of Q^1 in claim 1.

The amendment to claims 3 and 4 regarding K^1 and K^3 being a single bond is supported by

Amendment

Date filed April 3, 2006

U.S. Patent Application Serial No. 09/787,614

claim 1.

The amendment to claim 4 correcting “C” to -- CN -- may be seen to be a correction of a typographical error, based on the definition of Q¹ in claim 1.

The amendment to claim 4 correcting “(I-bvii)” to -- (I-bxi) -- may be seen to be a correct of a clause number.

The amendment to claim 8 correcting formula “(II-2)” to -- (II-1) -- corrects a typographical error.

Applicant believes that the amendments to the claims should not affect the allowability of the claims over the cited references. The amendment to claim 1 broadens the definition of X³ to include CH₃, and broadens the definition of rings A¹ to A⁴ to include OCF₃ substituents. The amendment to claim 19 broadens the definition of X³ to include CH₃. Applicant submits that there is no suggestion for such compounds in Coates et al. GB '771, cited in the rejections under 35 U.S.C. 102(b) and 103(a) in the Office action of March 21, 2005.

If for any reason, the Examiner has any questions, it is respectfully requested that the Examiner contact, by telephone, the Applicant's undersigned agent at the indicated telephone number to arrange for a telephone conference in order to help expedite the disposition of this application.

Amendment

Date filed April 3, 2006

U.S. Patent Application Serial No. **09/787,614**

In the event this paper is not timely filed, the Applicants hereby petitions for an appropriate extension of time. The fee for this extension may be charged to our Deposit Account No. 01-2340, along with any other additional fees which may be required with respect to this paper.

Respectfully submitted,

ARMSTRONG, KRATZ, QUINTOS,
HANSON & BROOKS, LLP



Daniel A. Geselowitz, Ph.D.

Agent for Applicant

Reg. No. 42,573

DAG/x1

Atty. Docket No. **010347**

Suite 1000

1725 K Street, N.W.

Washington, D.C. 20006

(202) 659-2930



23850

PATENT TRADEMARK OFFICE

Attachment: Corrected English translation of PCT/JP99/04911

H:\HOME\XLU\010\010347\Amendment Accompanying RCE